

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Asaf Batelman on 11/26/2008.

The application has been amended as follows: Cancel claims 1-10, 21, and 23.

### **REASONS FOR ALLOWANCE**

Claims 11-20, 22 and 24 are allowed.

The following is an examiner's statement of reasons for allowance:

The limitations in claims 11 and 24:

"wherein the gate insulation film is formed according to a plasma CVD technology"

when read in view of the whole distinguishes over the prior art of record as there is no device made according to this method, nor a reasonably obvious variant of this method. Notable differences include the fact that according to this method an gate insulation film including a silicon and a metal is formed according to a plasma CVD technology.

a. The limitations in claim 11 being sufficient to distinguish claims 12-20 and 22, which depend from claim 11, over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to GRANT S. WITHERS whose telephone number is (571)270-1570. The examiner can normally be reached on Mon-Thurs 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew N. Richards can be reached on (571)-272-1736. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2895

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

GSW  
12/02/2008

/N. Drew Richards/  
Supervisory Patent Examiner, Art Unit 2895